IN THE HIGH COURT OF CHHATTISGARH
AT BILASPUR

Single Bench

M.C.C. 423 /2006

[Arising out of Civil Revision No. 2308/1999]

APPLICANTS : 1. Rade Shyam, Age 60 years, S/o Ram Kishan.

2. Anand Kumar, age 33 years, S/o Radhe Shyam.

3. Gopal Prasad, age 26 years, S/o Radhe Shyam

All caste Agrawal, R/o all Shivri Narayan, Tahsil Janjgir, Distt.: Janjgir-Champa.

P.R. No. 23.05.06
Presented by Shri Sanjay & Rajeev
dated 11.8.06

Versus

NON APPLICANT : Ramjilal, aged 58 years, S/o Jagdish Prasad, Caste Agrawal, R/O Shivri Narayan, Tahsil : Janjgir Distt.: Janjgir Champa.

AN APPLICATION FOR RESTORATION OF CIVIL REVISION NO. 2308/1999, DISMISSED IN DEFAULT ON 01.02.2006 BY THE ADDITIONAL REGISTRAR [JUDICIAL] FOR NON COMPLIANCE OF THE HON'BLE COURT'S ORDER DTD. 10.03.2005

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक M.C.C.423..... **सन् 2006**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

15.02.2007

Shri Sanjay S. Agrawal, counsel for the applicants.

Heard on M.C.P. No. 1424/2006 for condonation of delay in filing the M.C.C.

Learned counsel for the applicants submits that on the basis of peremptory order dated 10-3-2005, the Civil Revision No. 2308/1999 was in fact dismissed on 1-2-2006 by the Additional Registrar (Judicial). He further submits that on 10-3-2005, Shri V.S. Agrawal, Advocate appeared on behalf of the applicants, but he could not follow the directions issued by this Court being a junior counsel. Affidavit of Shri V.S. Agrawal, Advocate has also been filed in support of the application for condonation of delay.

Taking into consideration the reasons mentioned in the application for condonation of delay which is supported by an affidavit of the applicant as also the advocate, application M.C.P.No. 1424/2006 for condonation of delay in filing the application for restoration is allowed.

Heard on M.C.C.423/2006, application for restoration of C.R. No. 2308/99.

For the reasons mentioned in the application, it is allowed subject to the condition that the applicants deposit a sum of Rs. 1,000/- with the Secretary, High Court Legal Aid Committee within 15 days. C.R. No. 2308/1999 be restored to its original number after submitting receipt by the counsel.

Sd/-
Dhirendra Mishra
Judge